**THE HON'BLE SRI JUSTICE P.S. NARAYANA**

**Writ Petition No.15257 of 2006**

**Date: 1st November, 2006**

Between :-

Ch.B.Choudary .. Petitioner

And

The Commissioner,
Municipal Corporation, Visakhapatnam
And 3 others ..
Respondents

**THE HON'BLE SRI JUSTICE P.S. NARAYANA**

**Writ Petition No.15257 of 2006**

**ORDER:-**

Heard the Counsel.

The Writ Petition is filed for a Writ of Mandamus declaring the action of the respondents No.1 and 2 in not taking any action over the representation of the petitioner dated 19-6-2006 in respect of Uma Maheshwari Gardens situated in Sy.No.74, 77A and 77C of T.P.Lay Out No.37/39-40 of Waltair Ward, Visakhapatnam, which is in contravention of the permission dated 15-2-2002 as illegal, arbitrary and against the principles of natural justice and pass such other suitable orders.

It is stated that the notice taken to respondents 3 and 4 had come with an endorsement “not claimed”. Several factual details had been narrated in the affidavit filed in support of the Writ Petition. In the facts and circumstances of the case, this Court is of the considered opinion that the Writ Petition be disposed of directing the first respondent – Commissioner, Municipal Corporation, Visakhapatnam, to consider the representation dated 19-6-2006 and pass appropriate orders in this regard, if necessary by putting the writ petitioner and also respondents No.3 and 4 on notice.

The Writ Petition is disposed of accordingly. No

order as to costs.

Justice P.S.Narayana

1st November, 2006

smr